

09437948

AKIN GUMP STRAUSS HAUER & FELD LLP

ATTORNEYS AT LAW

One Commerce Square

2005 Market Street, Suite 2200

Philadelphia, PA 19103

TELEPHONE: (215) 965-1200 - FACSIMILE: (215) 965-1210

E-MAIL: lcalderone@akingump.com

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below

Edward Smith

Type or print name of person signing certification

Edward Smith

Signature

8/26/04

Date

FACSIMILE COVER SHEET**Attn:** Kay Pinkney**FAX No.:** 1-703-308-6642**Group Art Unit:** Quality Assurance (1775)**Date:** August 26, 2004**From:** Lynda L. Calderone**FAX Operator:****Re:** U.S. Patent Appln. No. 09/437,948 of Nanning J. Arfsten et al. for "Niobium Oxide-Based Layers For Thin Film Optical Coatings and Processes for Producing The Same"**Title of Paper sent via Facsimile:** Amendment After Allowance and Second Supplemental Declaration (executed)**Time:** 1:50 pm **Akin Gump File No:** 200275.0003/3US (275-3) **Page 1 of 6 pages****IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CONTACT
LYNDA L. CALDERONE AT 215-965-1272**

Ms. Pinkney: Pursuant to our conversation this morning, please find attached an Amendment After Allowance correcting the Cross-Reference section and a corrected Supplemental Declaration. Please let me know if you need anything else for correcting the priority claim error.

Respectfully submitted, Lynda Calderone, Reg. 35,837

THIS FACSIMILE MESSAGE IS CONFIDENTIAL AND MAY CONTAIN ATTORNEY PRIVILEGED INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR COMPANY NAMED ABOVE.

If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately call us so that we may arrange for the return of the original message to us. Thank you!